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**Message**

In re Application of: Marek Stephen Pierkarski, et al.

Application No. 09/850,320

Examiner: Dmitry Levitan, Group Art Unit: 2662

Attached for filing, please find the following documents:

1. Transmittal Form PTO/SB/21
2. Fee Transmittal in duplicate
3. Supplemental Request for Two-Month Extension of Time; and
4. Notification of Loss of Entitlement to Small Entity Status.

You may contact us at (713) 221-1491 if you have any questions.

Denver S. Bisignano

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OCT 18 2005

PTO/SB/21 (08-04)

Approved for use through 07/31/2008. OMB 0861-0031

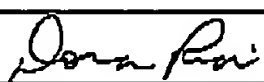
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/850,320	
	Filing Date	May 7, 2001	
	First Named Inventor	Marek Stephen Piekarski, et al.	
	Art Unit	2662	
	Examiner Name	Dmitry Levitan	
Total Number of Pages in This Submission	5	Attorney Docket Number	058232.0003

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): (See Remarks)
<b>Remarks</b> 1. Fee Transmittal authorizing payment of balance (\$225) of Two-Month Extension of Time for large entity; 2. Supplemental Request for Two-Month Extension of Time; and 3. Notification of Loss of Entitlement to Small Entity Status.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Bracewell & Giuliani LLP (Customer No. 35979)		
Signature			
Printed name	James E. Bradley		
Date		Reg. No.	27,538

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Dora Rios	Date	10-18-2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). <b>FEE TRANSMITTAL</b> <b>For FY 2005</b>		<b>Complete if Known</b> Application Number 09/850,320 Filing Date May 7, 2001 First Named Inventor Marek Stephen Piekarski, et al Examiner Name Dmitry Levitan Art Unit 2662 Attorney Docket No. 068232.0003	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		<b>RECEIVED</b> <b>CENTRAL FAX CENTER</b> <b>OCT 18 2005</b>	
TOTAL AMOUNT OF PAYMENT (\$) 225			

**METHOD OF PAYMENT** (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 500259 Deposit Account Name: Bracewell & Giuliani LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	0
Design	200	100	100	50	130	65	0
Plant	200	100	300	150	160	80	0
Reissue	300	150	500	250	600	300	0
Provisional	200	100	0	0	0	0	0

**2. EXCESS CLAIM FEES**Fee Description

Each claim over 20 (including Reissues)

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
0 - 20 or HP = 0	x 0	= 0	

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
0 - 3 or HP = 0	x 0	= 0	

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x		0

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Supplemental Request for Two-Month Extension of Time for Large Entity

Fee Paid (\$)
0
\$225

**SUBMITTED BY**

Signature	<i>James E. Bradley</i>	Registration No. (Attorney/Agent) 27,536	Telephone 713-221-3301
Name (Print/Type)	James E. Bradley	Date	OCT 18, 2005

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.501**

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Date of Deposit: 10/12/2001 By: [Signature]  
Dora Rios

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

**IN RE APPLICATION OF**  
**Marek Stephen Piekarski, et al.**

**APPLICATION NO.: 09/850,320**

**FILED: 05/07/2001**

**TITLE: Data Switch and a Method for Controlling the Data Switch**

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DOCKET NO. 068232.000003

**EXAMINER: Dmitry Levitan**

GROUP ART UNIT: 2662

CONFIRMATION NO. 1705

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**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS IN  
COMPLIANCE WITH 37 CFR 1.27(g)(2)**


**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Sir:

The Assignee of the present application is no longer entitled to small entity status. This notification is provided in accordance with 37 CFR 1.27(g)(2) prior to paying the issue fee. In the event any additional fees are deemed necessary, the Commissioner is authorized to charge the deposit account of Bracewell & Giuliani LLP, deposit account no. 50-0259, attorney docket no. 068232.003.

Respectfully submitted,

Date: Oct 18, 2005

  
James E. Bradley  
Reg. No. 27,536

**BRACEWELL & GIULIANI LLP**  
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**Houston, Texas 77208-1389**  
**Telephone: (713) 221-3301**  
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